IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

LETTERS PATENT APPEAL No. 390 of 1997
In
SPECIAL CIVIL APPLICATION No. 868 of 1997
With
LETTERS PATENT APPEAL No. 392 of 1997
In SPECIAL CIVIL APPLICATION No. 369 of 1997
With
CIVIL APPLICATION No. 3874 of 1997
In LETTERS PATENT APPEAL No. 390 of 1997
With
CIVIL APPLICATION No. 3887 of 1997
In LETTERS PATENT APPEAL No. 392 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE B.J.SHETHNA
HONOURABLE MR.JUSTICE M.C.PATEL

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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NTC (GUJ) LTD & 2 - Appellant(s)

Versus

NTC RUN MILLS TECHNICIANS & OFFICERS STAFF UNION & 2 - Respondent(s)

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Appearance :
MR BR GUPTA for Appellant(s) : 1 - 3.
MR PS CHARI for Respondent(s) : 1,
SERVED BY RPAD - (N) for Respondent(s) : 2 - 3.
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CORAM : HONOURABLE MR.JUSTICE B.J.SHETHNA
and
HONOURABLE MR.JUSTICE M.C.PATEL

Date : 21/09/2005

COMMON ORAL JUDGMENT(Per : HONOURABLE MR.JUSTICE B.J.SHETHNA)

Against the interim order passed by the learned Single Judge, the present appeals are filed. On Civil Applications, the said interim order passed by the learned Single Judge is stayed. These are the appeals of 1997 pending since last eight years before this court. Therefore, we are of the considered opinion that in the fitness of things, without going into the merits of the case, these appeals be disposed of by requesting the learned Single Judge taking up such writ petitions to decide Special Civil Applications No.868/1997 and 369/1997 as early as possible and till then, the interim order passed on Civil Applications be continued.

2. Accordingly, both these appeals and Civil Applications are disposed of with a direction to the office to place main writ petitions i.e. Special Civil Applications No.868/1997 and 369/1997 before the learned Single Judge taking up such matters on 05th October, 2005 at the top of the cause list. On being placed, we request the learned Single Judge to decide those matters as early as possible. Till the writ petitions are decided, interim orders passed on Civil Applications in these Letters Patent Appeals to continue. However, it is

made clear that without going into the merits of the case, these matters are disposed of and it will always be open to the learned counsel for the parties to raise their respective contentions before the learned Single Judge in their main writ petitions.

(B.J. Shethna, J.)

(M.C. Patel, J.)

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